

# Daily Digest

## HIGHLIGHTS

Senate agreed to the conference report on H.R. 4628, Intelligence Authorization Act.

## Senate

### Chamber Action

*Routine Proceedings, pages S11161–S11229*

**Measures Introduced:** Three bills and two resolutions were introduced, as follows: S. 3170–3172, S. Res. 358, and S. Con. Res. 158. **Page S11214**

#### Measures Reported:

S. 1284, to prohibit employment discrimination on the basis of sexual orientation, with an amendment in the nature of a substitute. (S. Rept. No. 107–341)

S. 1602, to help protect the public against the threat of chemical attack, with an amendment in the nature of a substitute. (S. Rept. No. 107–342)

Report to accompany S. 3054, to provide for full voting representation in Congress for the citizens of the District of Columbia. (S. Rept. No. 107–343)

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#### Measures Passed:

**Small Business Loans Federal Subsidy Rate Calculation Act:** Senate passed S. 3172, to improve the calculation of the Federal subsidy rate with respect to certain small business loans. **Pages S11219–22**

**Mozambique Congratulations:** Senate agreed to S. Res. 358, congratulating the people of Mozambique on their successful efforts to establish, build, and maintain peace in their country for the past ten years. **Page S11222**

**Mental Health Benefits Extension:** Senate passed H.R. 5716, to amend the Employee Retirement Income Security Act of 1974 and the Public Health Service Act to extend the mental health benefits parity provisions for an additional year, clearing the measure for the President. **Pages S11222–23**

**PAYGO Balances:** Senate passed H.R. 5708, to reduce preexisting PAYGO balances, clearing the measure for the President. **Page S11223**

**Gila River Indian Community Judgment Fund Distribution Act:** Senate passed S. 2799, to provide for the use of and distribution of certain funds awarded to the Gila River Pima-Maricopa Indian Community, after agreeing to a committee amendment in the nature of a substitute. **Pages S11224–27**

**E-Government Act:** Senate passed H.R. 2458, to enhance the management and promotion of electronic Government services and processes by establishing a Federal Chief Information Officer within the Office of Management and Budget, and by establishing a broad framework of measures that require using Internet-based information technology to enhance citizen access to Government information and services, clearing the measure for the President. **Pages S11227–28**

**Homeland Security Act:** Senate continued consideration of H.R. 5005, to establish the Department of Homeland Security, taking action on the following amendments proposed thereto: **Pages S11169–98**

Pending:

Thompson (for Gramm) Amendment No. 4901, in the nature of a substitute. **Page S11169–98**

Daschle (for Lieberman) Amendment No. 4911 (to Amendment No. 4901), to provide that certain provisions of the Act shall not take effect. **Pages S11169–98**

Daschle (for Lieberman) Amendment No. 4953 (to Amendment No. 4911), of a perfecting nature. **Pages S11170–98**

During the consideration of this measure today, Senate also took the following actions:

By 65 yeas to 29 nays (Vote No. 244), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on Thompson (for Gramm) Amendment No. 4901, listed above. **Page S11169**

The Chair sustained the point of order that Lieberman/McCain Amendment No. 4902 (to

Amendment No. 4901), to establish within the legislative branch the National Commission on Terrorist Attacks Upon the United States, was not germane, and the amendment thus fell. **Page S11169**

The following amendment No. 4951 fell when Lieberman/McCain Amendment No. 4902, listed above, was ruled not germane:

Dodd Amendment No. 4951 (to Amendment No. 4902), to provide for workforce enhancement grants to fire departments. **Page S11169**

A unanimous-consent agreement was reached providing for further consideration of the bill on Monday, November 18, 2002, upon disposition of executive calendar number 1178; that the 30 hours under cloture conclude at 10:30 a.m., on Tuesday, November 19, 2002; that at 10:30 a.m., the Senate will vote on Daschle (for Lieberman) Amendment No. 4953 (to Amendment No. 4911), listed above; that upon disposition of that amendment, the Senate then vote on Daschle (for Lieberman) Amendment No. 4911 (to Amendment No. 4901), listed above, as amended, if amended; that upon the disposition of that amendment, the Senate then vote on, or in relation to, the Thompson (for Gramm) Amendment No. 4901, listed above, as amended, if amended; that upon the disposition of that amendment, the Senate then vote on the motion to invoke cloture on the bill (H.R. 5005), provided further that no points of order be waived by this agreement. **Page S11219**

**Continuing Resolution—Agreement:** A unanimous-consent agreement was reached providing that the Majority Leader, with the concurrence of the Republican Leader, may at anytime proceed to the consideration of Calendar No. 762, H.J. Res. 124, the Continuing Resolution. **Page S11228**

**Authority for Committees to File—Agreement:** A unanimous-consent agreement was reached providing that following the sine die adjournment of the 107th Congress; that the Select Committee on Intelligence be authorized to file, and the Secretary of the Senate be authorized to receive, a report in either classified or unclassified form, or both, solely on the Committee's investigation into the Intelligence Community's activities before and after the September 11, 2001, terrorists attacks on the United States, on one of the following days: Friday, December 20, 2002 or Thursday, January 2, 2003 from 10 a.m. to 12 noon. **Page S11228**

**Intelligence Authorization Act Conference Report:** Senate agreed to the conference report on H.R. 4628, to authorize appropriations for fiscal year 2003 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence

Agency Retirement and Disability System, clearing the measure for the President. **Page S11198**

**Terrorism Risk Protection Act Conference Report—Agreement:** A unanimous consent agreement was reached providing that immediately upon the passage of H.R. 5005, Homeland Security Act, the Senate proceed to the conference report on H.R. 3210, Terrorism Risk Protection Act; that the Senate then vote immediately on cloture on the conference report; that if cloture is invoked the Senate then immediately, without any intervening action or debate, vote on passage of the conference report; and that if cloture is not invoked the conference report continue to be debatable. **Page S11219**

**Removal of Injunction of Secrecy:** The injunction of secrecy was removed from the following treaty:

Convention on Supplementary Compensation for Nuclear Damage (Treaty Doc. No. 107–21).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page S11223**

**Nomination—Agreement:** A unanimous-consent agreement was reached providing for consideration of Dennis W. Shedd, of South Carolina, to be United States Circuit Judge for the Fourth Circuit, at 12 noon, on Monday, November 18, 2002; that at the conclusion, or yielding back of time, but not before 5:15 p.m., Senate will vote on the motion to invoke cloture on the nomination; that if cloture is invoked the Senate then vote immediately on confirmation of the nomination; that if cloture is not invoked the nomination be returned to the executive calendar, and the Senate then return to legislative session. Further, that the granting of this consent fulfill the cloture filing requirement under Rule XXII. **Page S11219**

**Nominations Confirmed:** Senate confirmed the following nominations:

Michael W. McConnell, of Utah, to be United States Circuit Judge for the Tenth Circuit.

Kevin J. O'Connor, of Connecticut, to be United States Attorney for the District of Connecticut for the term of four years.

Mary Carlin Yates, of Oregon, to be Ambassador to the Republic of Ghana. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.) **Pages S11216–19, S11229**

**Messages From the House:** **Pages S11211–12**

**Executive Communications:** **Pages S11212–14**

**Additional Cosponsors:** **Page S11214**

## Statements on Introduced Bills/Resolutions:

Pages S11214–15

## Additional Statements:

Pages S11209–11

## Amendments Submitted:

Pages S11215–16

**Record Votes:** One record vote was taken today.  
(Total—244)

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**Adjournment:** Senate met at 9:45 a.m., and adjourned at 8:21 p.m., until 11 a.m., on Monday, November 18, 2002.

## Committee Meetings

*(Committees not listed did not meet)*

### NOMINATIONS

*Committee on Governmental Affairs:* Committee concluded hearings on the nominations of Alejandro Modesto Sanchez, of Florida, Andrew Saul, of New York, and Gordon Whiting, of New York, each to be a Member of the Federal Retirement Thrift Investment Board, after the nominees testified and answered questions in their own behalf. Mr. Sanchez was introduced by Senator Graham.

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# House of Representatives

The House was not in session today. It will next meet on Tuesday, Nov. 19 at noon.

## Committee Meetings

No Committee meetings were held.

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### CONGRESSIONAL PROGRAM AHEAD

Week of November 18 through November 23,  
2002

#### Senate Chamber

On *Monday*, at 12 noon, Senate will consider the nomination of Dennis W. Shedd, of South Carolina, to be United States Circuit Judge for the Fourth Circuit, with a vote on the motion to invoke cloture; and if cloture is invoked, Senate will then vote on confirmation of the nomination. Also, Senate will resume consideration of H.R. 5005, Homeland Security Act.

On *Tuesday*, Senate will continue consideration of H.R. 5005, Homeland Security Act, with votes to occur on certain pending amendments, followed by a vote on the motion to invoke cloture on the bill.

During the balance of the week, Senate expects to consider any other cleared legislative and executive business, including conference reports, when available.

#### Senate Committees

*(Committee meetings are open unless otherwise indicated)*

*Committee on the Judiciary:* November 20, to hold hearings to examine an assessment of the tools needed to fight the financing of terrorism, 10 a.m., SD-226.

#### House Chamber

The House did not meet today.

#### House Committees

*Committee on Government Reform,* November 19, Subcommittee on Government Efficiency, Financial Management and Intergovernmental Relations, oversight hearing on "Computer Security in the Federal Government: How Do the Agencies Rate?" 10 a.m., 2154 Rayburn.

*Committee on Small Business,* November 21, hearing on Federal Prison Industries Unfair Competition with Small Businesses: Potential Interim Administrative Solutions, 10:30 a.m., 2360 Rayburn.